## SOUTH DAKOTA BOARD OF NURSING

IN THE MATTER OF THE REGISTRATION: PROCEEDINGS

RE: AMY GOLDEN, UMA,

Registration No. M009355

AGREED UPON DISPOSITION TO VOLUNTARILY SURRENDER UMA REGISTRATION

WHEREAS, Amy Golden, UMA ("Registrant"), is registered as an unlicensed medication aide (UMA) in the State of South Dakota and holds registration number M009355;

WHEREAS, on or about March 19, 2021, the South Dakota Board of Nursing ("Board") received a complaint alleging Registrant had diverted oxycodone while practicing as a medication aide in violation of SDCL § 36-9-49(4) and (10), and later sold the diverted medications;

WHEREAS, in response to the complaint, Registrant has agreed to voluntarily surrender her UMA registration;

WHEREAS, the Board has a statutory obligation to protect the public health, safety and welfare set forth in SDCL § 36-9, including the protection of the public from unsafe UMA registrant practices and practitioners;

WHEREAS, Registrant agrees that the matters under investigation would be of a nature that would constitute grounds for discipline of her UMA registration in South Dakota; and

WHEREAS, the Registrant agrees to enter into this Agreed Upon Disposition to Voluntarily Surrender UMA Registration voluntarily and without duress or compulsion, in full understanding of the legal consequences of this document and her rights.

## THEREFORE, IT IS HEREBY STIPULATED AND AGREED AS FOLLOWS:

- 1. That the Board has jurisdiction over the person of the Registrant and the subject matter of this Agreed Upon Disposition to Voluntarily Surrender UMA Registration.
- 2. On or about March 19, 2021, the South Dakota Board of Nursing ("Board") received a complaint alleging Registrant had diverted oxycodone while practicing as a medication aide in violation of SDCL § 36-9-49(4) and (10), and later sold the diverted medications.
- 3. Registrant admitted to diversion and agrees to voluntarily surrender her UMA registration.
- 4. Registrant has been given an opportunity to discuss this Agreed Upon Disposition to Voluntarily Surrender UMA Registration with an attorney of Registrant's choice, and is aware of her right to a hearing in this matter, and of her rights under the United States and South Dakota Constitutions, laws, rules and/or regulations. Registrant hereby voluntarily waives all such rights to a hearing, notice, appearance, or any other rights under said Constitutions, laws, rules and/or regulations. Registrant also agrees that the Board's Executive Director or her designee may present this Agreed Upon Disposition to Voluntarily Surrender UMA Registration to the Board and disclose to the Board all items of her investigation, including, but not limited to, any communications with Registrant.
- 5. That it is further stipulated and agreed that this Agreed Upon Disposition to Voluntarily Surrender UMA Registration is being entered into voluntarily by the Registrant and without threats or coercion and is entered into after the Registrant has been given ample opportunity to consider these matters and to discuss this Agreed Upon Disposition to Voluntarily

Surrender UMA Registration with an attorney of Registrant's choice and that the Registrant has a full understanding of the legal consequences of this Agreed Upon Disposition to Voluntarily Surrender UMA Registration and of the Registrant's rights to a formal hearing on these matters, which rights are hereby waived by the signing of this Agreed Upon Disposition to Voluntarily Surrender UMA Registration.

NOW, THEREFORE, the foregoing Agreed Upon Disposition to Voluntarily Surrender UMA Registration is entered into and is respectfully submitted to the Board with the request that the Board adopt its terms as an Order of the Board in the above matter.

Dated this 28 day of 300, 2021.

Amy Gølden, Registrant

## SOUTH DAKOTA BOARD OF NURSING

IN THE MATTER OF THE REGISTRATION: PROCEEDINGS

RE: AMY GOLDEN, UMA,

VOLUNTARY SURRENDER
CONSENT ORDER

Registration No. M009355

The South Dakota Board of Nursing met on the 11<sup>th</sup> day of August, 2021 and approved Registrant's Agreed Upon Disposition to Voluntarily Surrender UMA Registration as written by a vote of 7 - D and issues its Voluntary Surrender Consent Order as follows:

IT IS HEREBY ORDERED that the South Dakota Board of Nursing accepts, adopts, and incorporates Registrant's Agreed Upon Disposition to Voluntarily Surrender UMA Registration into this Voluntary Surrender Consent Order by reference, the same as if all such terms were set forth herein. Registrant's UMA registration, M009355, is hereby revoked.

Dated this // day of August, 2021.

SOUTH DAKOTA BOARD OF NURSING

Linda Young, RN, MS

**Executive Director**